

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.2956 of 2011

AMIT SHARMA

Versus

THE STATE OF BIHAR

with

Cr.Misc. No.3284 of 2011

PAMPAM SHARMA

Versus

STATE OF BIHAR

02

11.03.2011

Both the above stated criminal miscellaneous cases arise out of Banka P.S. Case No. 314 of 2010 registered under Sections 392, 411 and 216(A) of the Indian Penal Code and accordingly, both the above stated criminal miscellaneous cases are being disposed of by this common order.

Heard learned counsel for the petitioners as well as learned Additional Public Prosecutor for the State.

Apparently, petitioners are not named in the First Information Report and it appears from perusal of the impugned order that petitioner in Cr. Misc. No. 2956 of 2011 was arrested along with some co-accused persons and one Micromax mobile was recovered from his conscious possession.

Learned counsel appearing in Cr. Misc. No. 2956 of 2011, submits that the aforesaid mobile is not stolen property as it appears from perusal of First Information Report itself.

Learned counsel appearing in Cr. Misc. No. 3284 of 2011, submits that the name of petitioner came in the confessional statement of co-accused Amit Sharma (Petitioner in Cr. Misc. No. 2956 of 2011) and apart from the aforesaid confessional statement there is nothing against the petitioner.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioners be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of Sri Nitin Kaushik, Judicial Magistrate, Ist Class, Banka in connection with above stated Banka P.S. Case No. 314 of 2010.

Shahzad

(Hemant Kumar Srivastava, J)

